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Attorney for Plaintiffs
Vladimir Balarezo & Osmín Avila

UNITED STATES DISTRICT COURT
FOR DISTRICT OF NORTHERN CALIFORNIA

VLADIMIR BALAREZO & OSMÍN AVILA,
and on behalf of other similarly situated

Case No.: Case No.: C07-01248 JF

Plaintiffs,

vs.

NTH CONNECT TELECOM INC., AND
STEVEN CHEN,

Defendants

**NOTICE OF PLAINTIFFS' MOTION FOR
APPROVAL OF *HOFFMANN-LA ROCHE*
NOTICE**

Date: April 11, 2008
Time: 9:00 am
Judge: Honorable Jeremy Fogel

TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

THE NOTICE IS HEREBY GIVEN that on April 11, 2008 at 9:00 a.m., Plaintiffs for themselves and on behalf of all others similarly situated, will move as follows, pursuant to *Hoffmann-La Roche Inc v Sperling*, 493 U S 165 (1989):

(1) Pursuant to the Fair Labor Standards Act ("FLSA") and cases interpreting it, that the Court conditionally certify this action as a representative collective action, 29 U.S.C. § 216(b);

(2) Pursuant to the FLSA and cases interpreting it, that the Court facilitate and authorize notice of this action to prospective collective action members, consisting of all present

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CERTIFICATION OF FLSA COLLECTIVE ACTION**
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1 and former employees of Nth Connect Telecom Inc., who have held the position or performed
2 the duties of the position known as Installation Technician, at any time from October 12, 2003 to
3 the date of Court's Order (hereinafter "Techs");

4 (3) That the Court approve the proposed notice of this action and the consent form;

5 (4) That the Court order Nth Connect Telecom Inc. to produce to Plaintiffs' counsel
6 the names, addresses, alternate addresses, social security numbers, and all telephone numbers of
7 all Techs; that such information shall be provided in Microsoft Excel format to Plaintiffs' counsel
8 within **10** days of the date of the Court's order granting Plaintiffs' Motion;

9 (5) That the Court order that all Techs shall have 120 days from the sending of Notice
10 to postmark their Consents to Join and mail such Consents to Plaintiffs' counsel;

11 This motion is supported by the Memorandum of Points and Authorities in Support of
12 Plaintiffs' Motion for Approval of *Hoffmann-La Roche* Notice, the Declaration of Vladimir
13 Balarezo in support thereof, the Declaration of Osmin Avila in support thereof, the Declaration
14 of Tomas E. Margain in support thereof, [Proposed] Order and accompanying Notice and
15 Consent to be Party Plaintiff lodged herewith, the other records, pleadings, and papers filed in
16 this action; and upon such other documentary and oral evidence or argument as may be presented
17 to the Court at the hearing of this motion.

18 Dated: March 6, 2008

By: /s/ ADAM WANG

Adam Wang

Law Offices of Adam Wang

Attorney for Plaintiffs

/s/ TOMAS MARGAIN

Tomas Margain

Law Offices of Tomas

Attorney for Plaintiffs